IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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MONDAY, THE FIFTHDAY OF OCTOBER

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE K.C.BHANU

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WP.No.21256 OF 2005

Between:

V.Ramulu … Petitioner

Versus

The Assistant Engineer,

AP Transco, Medak,

Medak district & Anr. … Respondents

Counsel for the Petitioner: Mr.RAJKUMAR RUDAR

Counsel for the Respondents: Mr.M.SREERAMULU REDDY

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O R D E R :

This writ petition is filed seeking mandamus to declare the action of the respondents in installing the electrical transformer in petitioner's residential plot bearing Municipal No.2-11-10/3 admeasuring 456 sq.yards beside the main road leading

from Medak to Kunchanapally situate at Dayara street, Medak town without considering the legal notice dated 24-8-2005 as arbitrary, Illegal, violative of Article 21 and 300 (A) of the Constitution of India and consequently direct the respondents not to instal electrical transformer in his above residential plot without following due process of law.

Heard the learned counsel for the petitioner and the learned Government Pleader for the respondents.

After hearing both sides, it appears that the respondents have no authority to instal electrical transformer in the petitioner's land unless the petitioner's land is acquired under law. Further the petitioner gave representation to the first respondent on 23-8-2005 seeking to erect the transformer in the adjacent Government vacant land.

Without entering into the merits of the case, appropriate decision has to be taken by the respondents on the representation of the petitioner, dated 23-8-2005. Therefore, I deem it appropriate to dispose of the writ petition, directing the first respondent to consider and dispose of the representation of the petitioner, dated 23-8-2005 and pass appropriate order on merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order and till then no installation of electrical transformer shall be made in the petitioner's land.

With the above direction, the writ petition is accordingly disposed of at the admission stage. No costs.

OCTOBER 05th, 2005. ----------

I s L. ***K.C. BHANU ,*** **J**.